



Senate

General Assembly

File No. 74

January Session, 2013

Senate Bill No. 898

Senate, March 20, 2013

The Committee on Public Safety and Security reported through SEN. HARTLEY, J. of the 15th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

**AN ACT CONCERNING CHANGES TO CERTAIN STATUTES
AFFECTING THE DEPARTMENT OF EMERGENCY SERVICES AND
PUBLIC PROTECTION.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (c) of section 29-161q of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2013*):

4 (c) [Upon] Not later than two years after successful completion of
5 the training required pursuant to subsection (b) of this section, the
6 applicant may submit an application for a license as a security officer
7 on forms furnished by the commissioner and, under oath, shall give
8 the applicant's name, address, date and place of birth, employment for
9 the previous five years, experience in the position applied for, any
10 convictions for violations of the law and such other information as the
11 commissioner may require, by regulation, to properly investigate the
12 character, competency and integrity of the applicant. Applicants shall

13 submit with their application two sets of fingerprints of the employee
14 and the Commissioner of Emergency Services and Public Protection
15 shall require any applicant for a license under this section to submit to
16 state and national criminal history records checks conducted in
17 accordance with section 29-17a. Applicants shall submit with their
18 application two sets of their fingerprints and two full-face photographs
19 of them, two inches wide by two inches high, taken not earlier than six
20 months prior to the date of application, and a one-hundred-dollar
21 licensing fee, made payable to the state. Subject to the provisions of
22 section 46a-80, no person shall be approved for a license who has been
23 convicted of a felony, any sexual offense or any crime involving moral
24 turpitude, or who has been refused a license under the provisions of
25 sections 29-161g to 29-161x, inclusive, for any reason except minimum
26 experience, or whose license, having been granted, has been revoked
27 or is under suspension. Upon being satisfied of the suitability of the
28 applicant for licensure, the commissioner may license the applicant as
29 a security officer. Such license shall be renewed every five years for a
30 one-hundred-dollar fee.

31 Sec. 2. Subsection (c) of section 17a-115a of the general statutes is
32 repealed and the following is substituted in lieu thereof (*Effective*
33 *October 1, 2013*):

34 (c) No later than [fifteen] five calendar days after the date such
35 name-based search is performed pursuant to subsection (b) of this
36 section, the department shall request the State Police Bureau of
37 Identification to perform a state and national criminal history records
38 check in accordance with section 29-17a of any person residing in the
39 home. Such criminal history records checks shall be deemed as
40 required by this section for purposes of [said] section 29-17a and the
41 department may request that such records checks be performed in
42 accordance with subsection (c) of section 29-17a. The results of such
43 criminal history records checks shall be provided to the department. If
44 any person refuses to provide fingerprints or other positive identifying
45 information for purposes of such checks when requested, the
46 department shall immediately remove the child from the home.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2013</i>	29-161q(c)
Sec. 2	<i>October 1, 2013</i>	17a-115a(c)

PS *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

Section 1 of the bill establishes a two-year deadline by which a prospective security guard must submit an application for a license after completion of required training. There is no fiscal impact to the Department of Emergency Services and Public Protection arising from this provision.

Section 2 of the bill reduces the time, from fifteen calendar days to five, that the Department of Children and Families has to request the State Police Bureau of Identification to perform state and national criminal history records checks when a child is placed in a home on an emergency basis. These checks are to be performed on persons residing in the home where a child has been placed. There is no fiscal impact to the Department of Children and Families arising from this shortened time to request criminal history checks.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**SB 898*****AN ACT CONCERNING CHANGES TO CERTAIN STATUTES AFFECTING THE DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION.*****SUMMARY:**

This bill:

1. reduces, from 15 to five days, the deadline by which the Department of Children and Families (DCF) must ask the State Police to conduct fingerprint-based state and national criminal history record checks on anyone living in a home in which DCF places a child on an emergency basis and
2. establishes a two-year deadline by which a person must apply for a security guard license after completing the required eight-hour licensure training.

EFFECTIVE DATE: October 1, 2013

EMERGENCY PLACEMENTS

By law, DCF may request an instant federal name-based criminal history search from a criminal justice agency for residents of any home in which it places a child as a result of the sudden unavailability of the child's primary caretaker. (These include private homes of the child's neighbors, friends, or relatives.)

Under current law, within 15 calendar days after the date the name-based search is performed, DCF must ask the State Police Bureau of Identification to perform fingerprint-based state and national criminal history records check on the residents. The bill reduces the deadline to five calendar days.

SECURITY GUARD LICENSE

By law, people seeking a security guard license must complete at least eight hours of training approved by the Department of Emergency Services and Public Protection in basic first aid, search and seizure laws and regulations, use of force, basic criminal justice, and public safety issues. The bill allows someone to submit a license application only within two years of successfully completing training.

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable

Yea 23 Nay 0 (03/07/2013)